



City of Hermosa Beach
1315 Valley Drive, Hermosa Beach, CA 90254
310.318-0203 - Fax 310.372-6186
Email: recordsrequest@hermosabch.org



Received By: CC
Referred To: PD/CM/CD/CR
Date Referred: 8-1-18

Public Records Request

The City of Hermosa Beach encourages public participation in the governing process and provides reasonable accessibility to all public records except those documents which are exempt from disclosure by express provisions of law or considered confidential or privileged under the law. The City is under no obligation to respond to requests which are not focused or specific. The City may withhold documents which are exempt from disclosure under state or federal law, including the attorney—client privilege or any other applicable privilege. The City, in accordance with Government Code Section 6253(b), has ten (10) days to respond to any request for public documents by indicating whether or not the documents exist and will be made available. Actual production of the documents may take somewhat longer depending upon their ease of availability and staff workload. To assist us in providing a timely response to your request, please fill out the form below and indicate the specific record/document you wish to review.

Name (please print): <u>Tony Higgins</u>	Email: <u>tony.higgins123@gmail.com</u>
Address:	Phone:
City:	Fax:

Record or Document Requested:

To assist the City with your request, please identify each requested record/document separately. Please be as specific as possible. Non specific inquiries may cause responses to be delayed or may prove to be burdensome and therefore the City may not be able to respond. (Additional sheets may be used) **Submit all requests to the City Clerk's Office.**

See attached

Photocopies are \$0.20 per page (Mailing fee, if applicable is \$3.00 plus postage). Fees must be paid before records are released.

I agree to pay all applicable fees and charges per the City Council Resolution of Fees for any copies I request of the above mentioned document. *Accepted method of payment:* Cash or check. Credit card accepted in person only.

Signature _____

Date _____

For Departmental Use Only:

Action Requested:

☐ Review Only
☐ Copies Requested

Action Taken:

☐ Document Reviewed
☐ Copies Provided
☐ Refusal/Reason _____

By _____

Date _____

☐ Non-Existent Document
☐ Other (Please Explain) _____

For City Clerk's Use Only:

Date Requestor Notified _____ Notified By: _____ Date Picked Up or Mailed _____

From: City Clerk
Sent: Monday, July 30, 2018 1:38 PM
To: Records Request
Subject: FW: Information request.

From: tony higgins <tony.higgins123@gmail.com>
Sent: Sunday, July 29, 2018 10:45 AM
To: City Clerk <cityclerk@hermosabch.org>
Cc: CHIEF Sharon Papa <spapa@hermosapolice.org>; City Council <citycouncil@hermosabch.org>; Bob Rollins <brollins@hermosabch.org>; Ken Robertson <krobertson@hermosabch.org>; John Jalili <Jjalili@hermosabch.org>; ndeanda@hermosabeach.org
Subject: Information request.

Please accept the attached email as a formal request for public disclosure of the following police documents.

BACKGROUND:

I sent the attached request to the police department approximately two weeks ago. To the best of my knowledge I have received no acknowledgement of my request nor have I received any information. See attached email.

I now understand that the city managers office has instructed City employees not to speak to me or respond to my questions related to City policy, procedure, work orders and the like related to public safety and trucks on 27th street.

This is based on a discussion I had with Mr. Jallali's executive-secretary Mr. Ande-Scaia.

I will summarize my info request below and clearly state the purpose of this request so that there is no misunderstanding.

INFORMATION REQUEST:

1. The purpose and results of the CHP commercial enforcement action on July 2 2018 requested by the HBPD AND any similar public information available and held by the HBPD covering CHP commercial truck enforcement actions in the city of HB over the last 3 years.

2. Regarding the July 2 action that the CHP officer told me was done at the request of the HBPD:

Did the HBPD ask for CHP support strictly as an enforcement action to ticket commercial vehicles for commercial code violations or were there other motives or purposes for the CHP support request (e.g. a request to conduct a survey but

no enforcement OR perhaps a survey as part of a request to remove the LA County no-trucks-signs)

3. I request any information or HBPD meeting notes where 27th street truck enforcement actions have been discussed and/or HBPD overweight truck enforcement policy, procedure or training have been define or enacted.

I recognize that if these reports are available they may have to be redacted.

4. I request the specific HBPD policies and procedures or standing-work-orders covering enforcement of LA county and Hermosa Beach laws addressing enforcement of the no-overweight-vehicles signs posted on 27th or city-wide.

5. I request copies of any email or memorandum, meeting minutes or standing orders originating from the following departments where truck safety and truck impact to 27th street was discussed with an initial focus on the following city office that I have sent 100's of emails too.

a. The City Managers office

b. Community Development related to defining safe and reasonable truck routes for residential and business construction

c. Community Resources related to truck and buss routes associated to special events like the AVP TOURNAMENT or bicycle races, festivals and the like - related to defining safe and reasonable truck routes to support these events.

My main goal is to get the city to enforce its own laws and to get the city to give resident health and safety the priority it deserves.

Clearly there are safer routes for heavy trucks than 27th and I have documented these reasons in 100's of emails over the past 3 years.

I believe it's obvious that the no truck signs were originally placed on 27th were placed there because there are obvious unique health, safety, quality of life and property value issues that apply to 27th including steep narrow roads without a parking buffer, proximity of small children given the park and an elementary school, extremely narrow telephone-pole obstructed sidewalks with heavy trucks speeding by inches from the curb and less than 10 feet from people's doors and windows. These trucks on 27th come far closer houses and far closer to the curb on a steep narrow road. There are safer less onerous routes available.

The no trucks signs were placed to keep 27th from becoming a de facto truck route.

That much should be clear to anyone but the city has lined up in opposition to this purpose.

And as a result become an illegal de facto truck route due to the cities inaction and consequential risks to health, safety, quality of life and property value are being ignored.

Accordingly my second goal is to fully documents the cities actions and inaction related to the aforementioned risks so that City employees can be held accountable for their decisions.

Thank you

Anthony Higgins

From: tony higgins <tony.higgins123@gmail.com>

Date: July 18, 2018 at 9:09:21 AM PDT

To: tjohnson@hermosapolice.org

Cc: spapa@hermosapolice.org, mmckinnon@hermosapolice.org, Bob Rollins
<brollins@hermosabch.org>

Subject: More on CHP monitoring truck traffic on 27th on July 2nd

Dear Ms Johnson,

Consistent with the attached thread I would like to formally request information on the following covering the past 3 years

1. The purpose and results of the CHP commercial enforcement action on July 2 2018 requested by the HBPD AND any similar pubic information available and held by the HBPD covering CHP commercial truck enforcement actions in the city of HB over the last 3 years.

Regarding the July 2 action that the CHP officer told me was done at the request of the HBPD:

Did the HBPD ask for CHP support strictly as an enforcement action to ticket commercial vehicles for commercial code violations or were there other motives or purposes for the CHP support request (e.g a request to conduct a survey but no enforcement OR perhaps a survey as part of a request to remove the LA County no-trucks-signs)

3. Most important, I request any information or HBPD meeting notes where 27th street truck enforcement actions have been discussed and/or HBPD overweight truck enforcement policy, procedure or training have been define or enacted.

I recognize that if these reports are available they may have to be redacted.

4. I request the specific HBPD policies and procedures or standing-work-orders covering enforcement of LA county and Hermosa Beach laws addressing enforcement of the no-overweight-vehicles signs posted on 27th

5. I request that the HBPD do their best to have schedule recurring CHP enforcement actions on various weekdays. I would like to know if HBPD intends to do this and if not what policy and procedure justifies that decision. This is a matter of public safety.

The prime hours for trucks are weekdays between 9-11:30am and 1-1:30pm.

Finally If I need to make this request in a different format or to a different party (eg City clerk) please let me know.

I understand this is not your highest priority and I don't want to be a pest but I need to when it would be reasonable to expect a status on this request?

Thank You,

Anthony Higgins

Begin forwarded message:

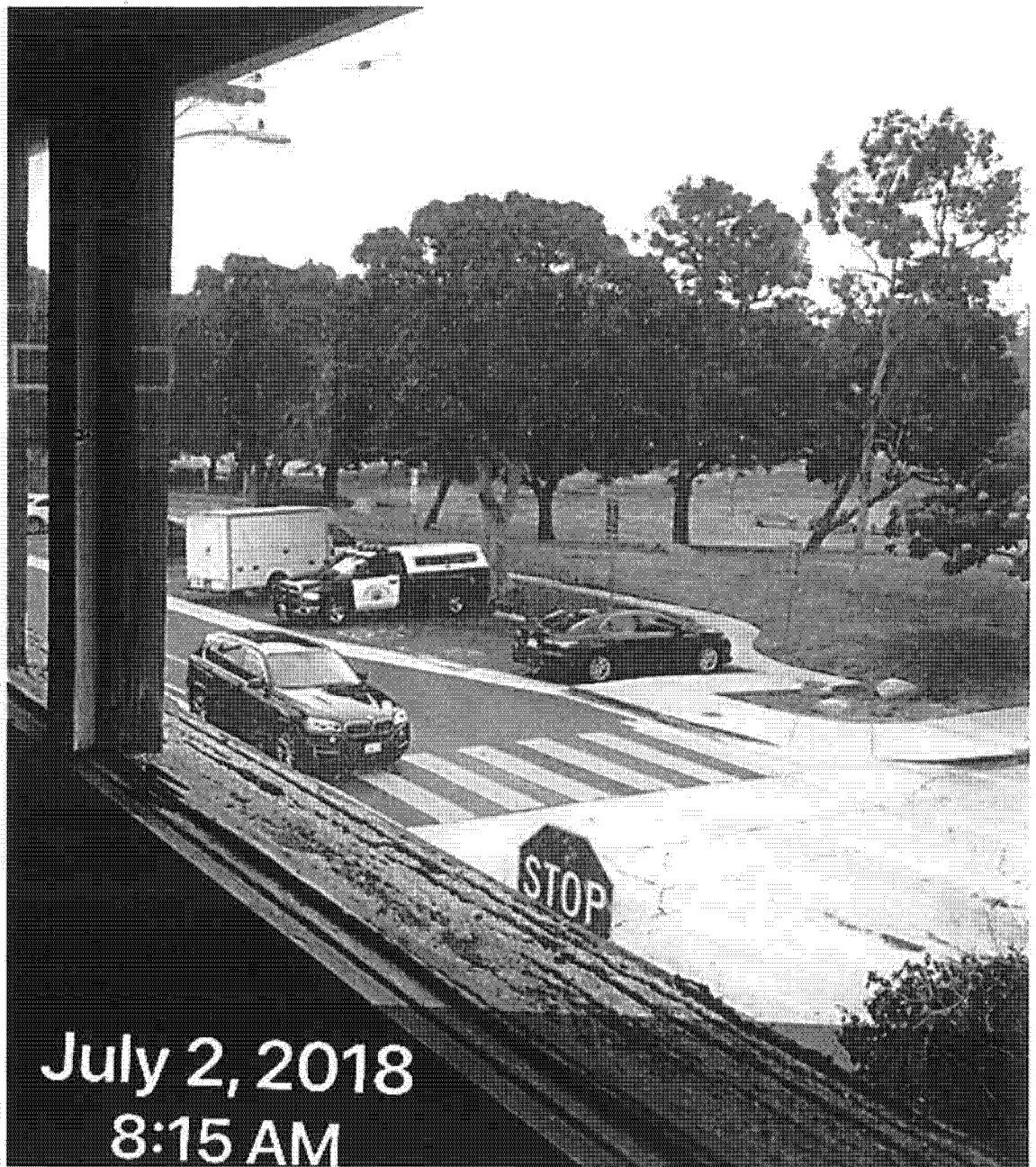
From: tony higgins <tony.higgins123@gmail.com>

Date: July 12, 2018 at 3:29:15 PM PDT

To: PSO Terea Johnson <tjohnson@hermosapolice.org>

Subject: Re: More on CHP monitoring truck traffic on 27th on July 2nd

Here is a picture of the CHP enforcement action. You can see they have flagged over a truck.



On Jul 12, 2018, at 2:31 PM, PSO Terea Johnson
<tjohnson@hermosapolice.org> wrote:

Dear Mr. Higgins,

I don't know anything about CHP monitoring traffic on 27th St. I will forward your request to our traffic Sergeant Higgins. Do you know the date of the enforcement?

Terea

-----Original Message-----

From: tony higgins
[mailto:tony.higgins123@gmail.com]

Sent: Thursday, July 12, 2018 8:44 AM

To: PSO Terea Johnson
<tjohnson@hermosapolice.org>

Cc: Captain Milton McKinnon
<mmckinnon@hermosapolice.org>; CHIEF Sharon
Papa <spapa@hermosapolice.org>; City Council
<citycouncil@hermosabch.org>; Bob Rollins
<brollins@hermosabch.org>

Subject: More on CHP monitoring truck traffic on
27th on July 2nd

Ms Johnson - here is an extract of an email Capt
McKinnon was cc'ed on. I can send you the whole
email but it's pretty long.

....Anyway the CHP COMMERCIAL
ENFORCEMENT OFFICER witnessed at least 12
commercial trucks over 11,000 pounds in less than
45 min. It's on camera.

Among these heavy trucks, trucks from SP Beagle
plumbing and several other large construction
trucks including a 14 wheel dump truck.

Several cement trucks also rumbled through shortly
after the CHP left.

*note the CHP flagged over several trucks but I did
not stand close enough to see if tickets were issued.

Anyway I have camera evidence. There were also a
couple of moving vans and refrigerated box
trucks. One was being followed by the CHP last I
saw him.

Ms Johnson,

My question is that since CHP was there at the request of HBPD per the CHP Commercial Enforcement Officer I spoke with - was there any follow up discussions between the CHP and HBPD on what they observed at the intersection of 27th and Morningside?